

May-14-2003 01:25pm From-BURR AND BROWN

+315 233 8320

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**BURR
&
BROWN**

101 South Salina Street
Seventh Floor
Syracuse, NY 13202

OFFICIAL

Telephone: (315) 233-8300
Facsimile: (315) 233-8320

GROUP 1700

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FAX Transmission Sheet

May 14, 2003

To: Matthew Song Fax No. (703) 872-9310
From: Stephen P. Burr Fax No. (315) 233-8320
Re: U.S. Patent Application Serial No. 09/928,523
Title: AN APPARATUS FOR FABRICATING A III-V NITRIDE FILM AND A
METHOD FOR FABRICATING THE SAME
Conf. No.:
Our Ref.: 782_181

You should receive 2 page(s) including this cover sheet. If you do not receive all pages, please call Tara at (315) 233-8300.

COMMENTS:

I hereby certify that the following paper(s) is/are being transmitted by facsimile to the Patent and Trademark Office on May 14, 2003:

- Confirmation of Telephone Election

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Before Final - Official

Practitioner's Docket No.: 782_181

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Tomohiko SHIBATA

Ser. No.: 09/928,523

Art Unit: 1762

Filed: August 13, 2001

Examiner: Song, M.

Conf. No.: 8032

For: AN APPARATUS FOR FABRICATING A III-V NITRIDE FILM AND A METHOD
FOR FABRICATING THE SAME

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Commissioner for Patents
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Sara L. Preston
Sara L. Preston

CONFIRMATION OF TELEPHONE ELECTION

Sir:

The Examiner in charge of the above-identified application telephoned applicants' representatives on May 13, 2003, to communicate a restriction requirement between Group I, claims 1-13 and Group II, claims 14-18.

In response to that restriction requirement, applicants' undersigned representative made a provisional election during a telephone conference with the Examiner on May 14, 2003 to prosecute the invention of Group I (i.e., claims 1-13) in this application. Applicants' undersigned representative hereby confirms that this provisional election was specifically made with traverse, since no adequate basis therefor has yet been set forth in the record.

Respectfully submitted,

May 14, 2003

Date

Stephen P. Burr
Stephen P. Burr
Reg. No. 32,970

SPB/tlp

BURR & BROWN
P.O. Box 7068
Syracuse, NY 13261-7068

Customer No.: 025191
Telephone: (315) 233-8300
Facsimile: (315) 233-8320